

Office of Intellectual Property Counsel
3M Innovative Properties Company
PO Box 33427
St. Paul, Minnesota 55133-3427
651/733 1500

PATENT

Docket No.

55124USA7A/0002

Transmittal of Patent Application - Rule 1.53(b)

Box: Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Inventor(s): Gina M. Buccellato; Thomas P. Hedblom and John L. Vandenberg
Title: ARTICLE EXHIBITING DRY AND WET RETROREFLECTIVITY

1. ☒ Enclosed is the above-mentioned new patent application. It includes two (2) sheet(s) of drawings.
2. ☒ Enclosed is an executed declaration or oath.
3. ☒ Enclosed are an application assignment to 3M Innovative Properties Company and a completed Assignment Recordation Cover Sheet.
4. ☐ Enclosed is a Certified Copy of Priority Document(s) _____. (if foreign priority is claimed).
5. ☐ Enclosed is _____.
6. ☒ The fee for filing the application is computed as follows:

Claims As Filed				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$760.
Total Claims	22 -20 =	2	x \$18.	\$36
Independent Claims	2 -3 =	0	x \$78.	\$0
Additional fee for filing one or more multiple dependent claims			\$260.	\$0
Total amount due →				\$796

7. ☒ Please charge to Deposit Account 13-3723 any fees under 37 CFR 1.16 and 1.17 which may be required to file and during the entire pendency of this application. This authorization includes the fee for any extension of time under 37 CFR 1.136(a) that may be necessary. To the extent any such extension should become necessary it is hereby requested. A copy of this transmittal letter for fee processing is enclosed.
8. ☒ Enclosed is a return receipt postcard

Respectfully submitted

Registration Number	Telephone Number
P-45,163	(651) 737-1170
Date	
October 15, 1999	

Signature
<i>Yen tong florczyk</i>
Print Name
Yen Tong-Florczak

Certificate of Express Mailing	
Pursuant to 37 CFR 1.10 I certify that this application is being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Express Mail Mailing Label No.	Signature of Person Mailing Application
EL421371436US	<i>Cheryl L. Schmitz</i>
Date of Deposit	Printed Name of Person Mailing Application
October 15, 1999	Cheryl L. Schmitz

c:\3mipco forms and samples\transmittal letter - original patent app 1-53(b).doc Rev. 4/18/99

EL421371436US

DUE DATE(S) _____
ATTORNEY YTF
DOCKETED msk



Office of Intellectual Property Counsel
3M Innovative Properties Company
PO Box 33427
St. Paul, Minnesota 55133-3427
651/733 1500

PATENT

Docket No.

55124USA2A.002

Continued Prosecution Application (CPA) Request Transmittal - Rule 1.53 (d)

Box: CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

Anticipated Classification

Pursuant to 37 CFR 1.53(d) please file a:

☒ continuation ☐ divisional

of pending prior Application No. 09/418,730, filed on October 15, 1999.

Inventor(s): Gina M. Buccellato, Thomas P. Hedblom, John L. Vandenberg

Title: ARTICLE EXHIBITING DRY AND WET RETROREFLECTIVITY

Applicant(s) abandon the prior application as of the filing date granted this new application. Please transfer the file wrapper and contents of the prior application to this application.

1. ☐ An amendment under 37 CFR 1.116 filed _____ was not entered in the prior application but should be entered in this application.
2. ☐ Please cancel claims _____
3. ☐ A preliminary amendment is enclosed.
4. ☒ A Petition for Withdrawal From Issue Under 37 C.F.R. 1.313(b)(5) is enclosed.
5. ☒ A Supplemental Information Disclosure Statement, Form 1449, and 71 cited references are enclosed.
6. ☐ This application is being filed by less than all the inventors named in the prior application. Please delete the names of the following person(s) who are not inventors of the invention being claimed in this application: _____

The fee for filing the application is computed as follows:

Claims Remaining, After Accounting For Any Claims Canceled Or Added In Paragraphs 1-3 Above				
(1) For	(2) Number Filed	((3) Number Extra	(4) Rate	(5) Basic Fee
Total Claims	22 -20 =	2	x \$18.	\$690 \$36
Independent Claims	2 -3 =	0	x \$78.	\$0
Additional fee for filing one or more multiple dependent claims			\$260.	\$0
Total Filing Fee Due →				\$726

7. ☒ Please charge to Deposit Account 13-3723 any fees under 37 CFR 1.16 and 1.17 which may be required to file and during the entire pendency of this application. This authorization includes the fee for any extension of time under 37 CFR 1.136(a) that may be necessary. To the extent any such extension should become necessary it is hereby requested. A copy of this transmittal letter for fee processing is enclosed.

RPH
[Signature]

§1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.